

# EXHIBIT 1

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION

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UNITED STATES, et al., : Civil Action No.:  
 : 1:23-cv-108  
 :  
Plaintiffs, :  
 :  
versus : Friday, March 10, 2023  
 :  
 :  
GOOGLE LLC, :  
 :  
 :  
Defendant. :  
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The above-entitled motions hearing was heard before  
the Honorable Leonie M. Brinkema, United States District  
Judge. This proceeding commenced at 10:10 a.m.

A P P E A R A N C E S:

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1 third-party witnesses. The Texas investigation, for  
2 example, had 60 third parties; we have had zero.

3 THE COURT: All right. Well, that's something  
4 you'll have to work out with Judge Anderson. All right.

5 MR. MAHR: Well, I will kind of reinforce  
6 Ms. Wood's request. We have been discussing, in the event  
7 you denied the motion, a proposal to the Court, and we can  
8 make it to Magistrate Judge Anderson if you'd like, that we  
9 propose for moving forward, and we would like the  
10 opportunity to do that.

11 THE COURT: I'll punt that issue to him. I'll  
12 give him a call today, too, and let him know it's coming.  
13 All right.

14 MR. MAHR: Thank you.

15 THE COURT: But be mindful of how we operate here.  
16 All right. Again, this is a problem that, frankly, the  
17 Government's going to have because you chose to be here, and  
18 I'm not joking when I say you need to have your running  
19 shoes on. All right.

20 MS. WOOD: Understood, Your Honor.

21 THE COURT: All right. You know, everything in  
22 life is finite. We have a finite lifespan, we have all  
23 sorts of limits, and I think the same thing applies to  
24 litigation. You might like to take 50 depositions but,  
25 guess what, you aren't going to get 50. You might like to

1 have, you know, a year and a half to complete discovery, but  
2 you're not going to get that in this court. It forces  
3 lawyers to have to focus with laser efficiency on what are  
4 the core issues you need to get to resolve a case.

5           So having said that, the last matter I want to  
6 just very briefly address is there is this pending motion to  
7 seal. I just want to put, again, both sides on notice about  
8 this. I would not normally have granted that motion to seal  
9 if it came to me fresh, because I don't think just the names  
10 alone of people, unless they work for the CIA or something  
11 like that, is something that's appropriate to be sealed.  
12 But Judge Castel did grant that. And, again, this is an  
13 example of where if it's a close call, I'm going to go with  
14 what he's already done to reduce this problem with  
15 inefficiencies and with inconsistent rulings. I may not  
16 always be able to agree with him. I would be surprised if  
17 I'm unable to because he's a colleague, and he's an  
18 experienced colleague. Nevertheless, I am going to grant  
19 that motion.

20           But I want both sides to understand that I'm one  
21 of the judges in this court that looks very seriously at my  
22 obligation to make sure that court proceedings are  
23 transparent. What you do in the exchange of discovery  
24 before you come to court, if you want to mark things as  
25 confidential, although I wish it wasn't done as much as it

1 THE COURT: All right. Very good. You're all  
2 free to go.

3 MS. WOOD: Thank you, Your Honor.

4 (Proceedings adjourned at 10:44 a.m.)

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6 I certify that the foregoing is a true and accurate  
7 transcription of my stenographic notes.

8 Stephanie Austin

9 Stephanie M. Austin, RPR, CRR